

MONDAY, APRIL 6, 1987

TWENTY-NINTH LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Brother Howard Horton, Chairman, David Lipscomb College Bible Department, Nashville, Tennessee.

Representative Duer led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 97

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--97.

The Speaker announced that Representative Long was excused because of personal business.

The Speaker announced that Representative Napier was excused because of Conservation Districts meeting.

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ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 498, 698 and 705; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 498, 698 and 705.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 91, 92, 97, 700, 1116, 1233, 1240 and 1245; House Resolutions Nos. 20 and 21; and House Joint Resolutions Nos. 156, 157, 158, 160, 161, 164 and 165; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 91, 92, 97, 700, 1116, 1233, 1240 and 1245; House Joint Resolutions Nos. 156, 157, 158, 160, 161, 164 and 165; and House Resolutions Nos. 20 and 21.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 567, 838, 1170 and House Joint Resolutions Nos. 14, 19, 66, 133, 135 and 139 with his approval.

DAVID H. WELLES,
Counsel to the Governor.

CALENDAR

House Bill No. 151--In lieu of taxes, gas.

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On motion, House Bill No. 151 was made to conform with Senate Bill No. 298.

On motion, Senate Bill No. 298, on same subject, was substituted for House Bill No. 151.

Mr. Bragg moved that Senate Bill No. 298 be passed on third and final consideration.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 298 by deleting the effective date section in its entirety and by substituting instead the following:

Section __. This act shall take effect on July 1, 1988.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 298, as amended, passed its third and final consideration by the following vote:

| | |
|------------|----|
| Ayes | 96 |
| Noes | 0 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

Mr. Tanner moved that House Bill No. 497 be placed on the Calendar for Wednesday, April 8, 1987, which motion prevailed.

Mr. Tanner moved that House Bill No. 392 be placed on the first Calendar for 1988, which motion prevailed.

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Mr. Davis (Knox) moved that House Bill No. 253 be placed on the Calendar for Thursday, April 9, 1987, which motion prevailed.

House Bill No. 303--Building Municipal Planning.

On motion, House Bill No. 303 was made to conform with Senate Bill No. 278.

On motion, Senate Bill No. 278, on same subject, was substituted for House Bill No. 303.

Ms. Bushing moved that Senate Bill No. 278 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 278 by deleting the language of Senate Amendment No. 1, which reads as follows:

Provided however, a building permit for one structure may be issued for a lot fronting on an existing permanent easement if such lot was created in accordance with applicable rules and regulations in effect at the time of its creation. The planning commission is authorized to adopt regulations to govern proposed permanent easements and shall seek to insure that the municipality shall not be responsible for future maintenance of such permanent easements.

and by substituting instead the following:

The planning commission or other departments, divisions or agencies of a municipality as approved by the planning commission are authorized to adopt regulation to govern proposed permanent easements in proposed subdivisions as defined in Section 13-4-301 and shall seek to insure that the municipality shall not be responsible for future maintenance of such permanent easements.

AND FURTHER AMEND by designating the amendatory language of Section 1 as subsection (a) and inserting the following as subsection (b):

(b) A building permit may be issued for a building to be located on a recorded lot of record as of the effective date of this act, which lot fronts on a permanent easement with access to an existing public street or road; provided, however, that any future subdivision of said lot shall be subject to the provisions of subsection (a) hereof.

On motion, the amendment was adopted.

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Thereupon, Senate Bill No. 278, as amended, passed its third and final consideration by the following vote:

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|------------|----|
| Ayes | 94 |
| Noes | 0 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

House Bill No. 624--Handicapped Children Education.

Ms. Bushing moved that House Bill No. 624 be passed on third and final consideration.

Mr. Davidson moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 624 by deleting the period at the end of the amendatory language in Section 1 and adding the following:

, except when the individualized education plan provides otherwise.

Ms. Duer moved that House Bill No. 624 be placed on the Calendar for Monday, April 13, 1987, which motion prevailed.

House Bill No. 194--Swimming Pool Safety.

On motion, House Bill No. 194 was made to conform with Senate Bill No. 115.

On motion, Senate Bill No. 115, on same subject, was substituted for House Bill No. 194.

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Mr. Purcell moved that Senate Bill No. 115 be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------------------------|----|
| Ayes | 84 |
| Noes | 5 |
| Present and not voting | 5 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Frensley, Gaia, Garrett, Harrill, Hassell, Hawkins, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wolfe, Wood, Yelton and Mr. Speaker Murray--84.

Representatives voting no were: Duer, Henry, Nance, Scruggs and Stafford--5.

Representatives present and not voting were: Good, Head, Lawson, McAfee and Wix--5.

A motion to reconsider was tabled.

Mr. Miller moved that House Bill No. 951 be placed on the Calendar for Wednesday, April 8, 1987, which motion prevailed.

House Bill No. 1075--Uncompensated care.

Mr. Starnes moved that House Bill No. 1075 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1075 by deleting Section 1 in its entirety and substituting in lieu thereof the following new section:

"SECTION 1. Each hospital shall apply and use the following definitions when reporting on the joint annual reports to the Tennessee department of health and environment, center for health statistics; and the Tennessee department of health and environment, center for health statistics, and the Tennessee state comptroller's office shall use and apply such definitions when auditing or compiling statistics based on such reports or for any related reports or statistics:

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a) Medically Indigent. Medical indigence is a status reached when a person uses or commits all available current and expected resources to pay for medical care to the maximum extent practical for a reasonable period and not all charges can be paid. A person who can afford the basics of life, i.e. food, clothing, and housing, but has insufficient income and/or assets to pay incurred hospital and medical bills is medically indigent. Prior to classifying deductions from charges as either "low income medically indigent" or "other medically indigent," reasonable collection efforts that are at least as great as the Medicare standard for collection of deductibles or coinsurance from Medicare patients must be completed. The portion of the bill that remains unpaid should then be classified as a medically indigent deduction. These deductions to charges for services provided to medically indigent patients should be reported in one of the following categories depending on the financial status of the patient.

b. Low Income Medically Indigent. A patient shall be classified as low income medically indigent after the hospital has made a reasonable determination that the patient cannot pay all or part of the hospital bill and that the patient's income is greater than 100 percent but does not exceed 150 percent of the published federal poverty level that is in effect during the reporting period for the appropriate family size. The patient is not eligible for medical benefits from state or federal programs or benefits of those programs have been exhausted. The patient has no insurance or a limited insurance policy.

c. Other Medically Indigent. A patient shall be classified as other medically indigent after the hospital has made a reasonable determination that the patient cannot pay all or part of the hospital bill and that the patient does not satisfy the income requirement for low income medically indigent. The patient is not eligible for medical benefits from state or federal programs. The patient has no or inadequate health insurance. Bankrupt accounts for which there is evidence that the medical bill caused the bankruptcy and unpaid accounts due to catastrophic illnesses which result in medical bills that are in excess of an amount that a patient could ever reasonably be expected to pay are examples of other medically indigent.

d. Bad Debts. Bad debts represent uncompensated care for which the hospital directly billed the patient and for which the patient should reasonably be expected to pay. (A vigorous in-house collection effort until such time as the account can clearly be determined to be bad debt (such as patient cannot be located) or for a period of at least 180 days is assumed.) The hospital shall declare the account as a bad debt after determining that the patient or the guarantor has income and/or assets which would enable him/her to pay, but the patient or guarantor ignores all collection efforts.

Bankrupt accounts shall be considered bad debts unless there is documented evidence that the medical bill caused bankruptcy and then this would be counted as medically indigent.

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e. Charity. Services provided to medically needy persons for which the hospital does not expect payment. These persons have insufficient income and/or assets with which to pay for their care. ("Insufficient income" is defined as an amount not to exceed 100% of the federal poverty guidelines.) They are not eligible for Medicaid or other state or federal programs or benefits of these programs have been exhausted. The patient has no insurance or has a very limited insurance policy.

A patient is considered to be a charity patient if, after meeting with the patient or guarantor and performing a thorough investigation of his/her past payment history, income, assets and liabilities, it is determined that the patient or guarantor is unable to satisfy part or all of the obligation due to socioeconomic conditions which are not expected to improve in the foreseeable future."

Mr. Starnes moved that House Bill No. 1075 be placed on the Calendar for Wednesday, April 8, 1987, which motion prevailed.

House Bill No. 365--School Term.

Mr. Love moved that House Bill No. 365 be passed on third and final consideration.

Mr. Davidson moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 365 by deleting Section 1 in its entirety and by substituting instead the following:

Section 1. Tennessee Code Annotated, Section 49-6-3004, is amended by deleting the semicolon at the end of (a) (1) and adding the following:

the local board of education may designate two (2) days as scheduled and announced opportunities for parent-teacher conferences for any or all schools within the school system;

Mr. Herron moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend Amendment No. 1 by deleting from the directory language the item designation "(1)", and by substituting instead the item designation "(4)".

Mr. Burnett moved that Amendment No. 1 to Amendment No. 1 be tabled, which motion prevailed by the following vote:

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Ayes 53
Noes 39
Present and not voting 1

Representatives voting aye were: Bell, Bivens, Burnett, Bushing, Cain, Chiles, Clark, Collier, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Drew, Ellis, Garrett, Hawkins, Head, Hillis, Hobbs, Huskey, Ivy, Jared, Kernell, King, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Naifeh, Odom, Phillips, Pruitt, Ridgeway, Robinson (Davidson), Robinson (Washington), Severance, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Winningham, Yelton and Mr. Speaker Murray--53.

Representatives voting no were: Bewley, Bragg, Buck, Byrd, Coffey, Curlee, DeBerry, Duer, Frensley, Gaia, Good, Harrill, Hassell, Henry, Herron, Holcomb, Holt, Hurley, Jackson, Kent, Kisber, Lawson, Montgomery, Moore (Shelby), Nance, Peroulas, Purcell, Rhinehart, Scruggs, Shirley, Stafford, Stallings, Tankersley, Turner, C. (Shelby), Webb, Williams, Wix, Wolfe and Wood--39.

Representative present and not voting was: Robinson (Hamilton)--1.

Thereupon, Amendment No. 1 was adopted.

Mr. Herron moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 365 by adding the following language a a new section to be appropriately numbered immediately preceding the effective date section and by renumbering the effective date section and by renumbering the effective date section accordingly:

SECTION ____ Tennessee Code Annotated, Section 49-6-3004, subsection (a) is further amended by deleting the words and figures "two hundred (200)" and by substituting instead the words and figures "two hundred two (202)", and by deleting from sub-item (1) of such subsection the words and figures "One hundred eighty (180)" and by substituting instead the words and figures "One hundred eighty-two (182)".

Mr. Starnes moved that Amendment No. 2 be tabled, which motion prevailed by the following vote:

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| | |
|------------------------------|----|
| Ayes | 72 |
| Noes | 18 |
| Present and not voting | 1 |

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Crain, Cross, Davis (Cocke), Davis (Gibson), Davis (Knox), DePriest, Dixon, Duer, Ellis, Garrett, Harrill, Hawkins, Head, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, U. (Shelby), Kent, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Odom, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Winningham, Wolfe, Yelton and Mr. Speaker Murray--72.

Representatives voting no were: Bewley, Curlee, DeBerry, Frensley, Gaia, Hassell, Henry, Herron, Kernell, Moore (Shelby), Nance, Peroulas, Rhinehart, Stafford, Tankersley, Williams, Wix and Wood--18.

Representative present and not voting was: Good--1.

Thereupon, House Bill No. 365, as amended, passed its third and final consideration by the following vote:

| | |
|------------------------------|----|
| Ayes | 56 |
| Noes | 37 |
| Present and not voting | 2 |

Representatives voting aye were: Bell, Bivens, Buck, Burnett, Bushing, Cain, Clark, Crain, Cross, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Lawson, Love, May, Miller, Moore (Lawrence), Naifeh, Odom, Phillips, Pruitt, Purcell, Ridgeway, Robinson (Hamilton), Shirley, Stallings, Starnes, Swann, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, West, Wheeler, Whitson, Winningham, Yelton and Mr. Speaker Murray--56.

Representatives voting no were: Bewley, Bragg, Byrd, Chiles, Coffey, Collier, Copeland, Curlee, Duer, Frensley, Gaia, Harrill, Hassell, Hawkins, Head, Henry, Herron, Holcomb, Kisber, McAfee, Montgomery, Moody, Moore (Shelby), Nance, Peroulas, Rhinehart, Robinson (Washington), Scruggs, Severance, Stafford, Tankersley, Turner, C. (Shelby), Webb, Williams, Wix, Wolfe and Wood--37.

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Representatives present and not voting were: Garrett and Good--2.

A motion to reconsider was tabled.

Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 227 out of order, which motion prevailed.

House Joint Resolution No. 227--Honoring the National Council of Jewish Women--By DeBerry, Williams, Peroulas, Pruitt, Naifeh, Bushing, Odom, Tankersley, Gaia, Montgomery, Jackson and Crain.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. DeBerry, the resolution was adopted.

A motion to reconsider was tabled.

House Bill No. 702--Payroll deduction.

On motion, House Bill No. 702 was made to conform with Senate Bill No. 503.

On motion, Senate Bill No. 503, on same subject, was substituted for House Bill No. 702.

Mr. Bragg moved that Senate Bill No. 503 be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------------------------|----|
| Ayes | 90 |
| Noes | 5 |
| Present and not voting | 1 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, May, McAfee, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--90.

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Representatives voting no were: Davis (Knox), Holcomb, Montgomery, Peroulas, and Scruggs--5.

Representative present and not voting was: Lawson--1.

A motion to reconsider was tabled.

House Bill No. 894--Unemployment Security Law.

Mr. Starnes moved that House Bill No. 894 be passed on third and final consideration.

Mr. Scruggs moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 894 by substituting the following language for the language deleted in T.C.A. 50-7-303(a)(4), following the words "Such disqualification imposed by this section shall be for the duration of the labor dispute":

"Provided however, that following timely notice to employees or their authorized representative, the employer may appeal to the Commissioner of Employment Security the awarding of benefits and request they be suspended until such time as is reasonably necessary and required to physically resume operations at the factory, establishment or other work place premises."

On motion, the amendment was adopted.

Thereupon, House Bill No. 894, as amended, passed its third and final consideration by the following vote:

| | |
|------------|----|
| Ayes | 93 |
| Noes | 0 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensey, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

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A motion to reconsider was tabled.

House Joint Resolution No. 172--Joint Committee Study, Trade and Export.

Mr. Davis (Knox) moved that House Joint Resolution No. 172 be adopted, which motion prevailed by the following vote:

Ayes 90
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--90.

A motion to reconsider was tabled.

House Bill No. 27--Career State Employee Act.

Mr. Wheeler moved that House Bill No. 27 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 27 by deleting in its entirety all the language following the enacting clause, and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 8-30-208(b)(5), is amended by inserting between the words "administrative" and "capacity" the following:

or program management

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, the amendment was adopted.

Representatives Copeland and McAfee requested to be recorded as voting "no" on the Amendment.

Thereupon, House Bill No. 27, as amended, passed its third and final consideration by the following vote:

| | |
|------------------------------|----|
| Ayes | 59 |
| Noes | 30 |
| Present and not voting | 4 |

Representatives voting aye were: Bell, Bivens, Bragg, Buck, Burnett, Byrd, Cain, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Ellis, Gaia, Garrett, Head, Herron, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kernell, King, Kisber, Love, Miller, Moore (Lawrence), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Severance, Shirley, Stallings, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), West, Wheeler, Winningham, Wix, Yelton and Mr. Speaker Murray--59.

Representatives voting no were: Bewley, Bushing, Chiles, Coffey, Copeland, Drew, Duer, Good, Harrill, Hassell, Hawkins, Henry, Holt, Kent, Lawson, May, McAfee, Montgomery, Moody, Moore (Shelby), Purcell, Scruggs, Stafford, Swann, Tankersley, Webb, Whitson, Williams, Wolfe and Wood--30.

Representatives present and not voting were: Hillis, Holcomb, Jackson and Robinson (Washington)--4.

A motion to reconsider was tabled.

Mr. Naifeh moved that House Bill No. 1043 be placed on the Calendar for Wednesday, April 15, 1987, which motion prevailed.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

1224--To regulate compensation, County Trustees, certain funds; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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House Bill No. 1211--County Trustees.

On motion, House Bill No. 1211 was made to conform with Senate Bill No. 1224.

On motion, Senate Bill No. 1224, on same subject, was substituted for House Bill No. 1211.

Mr. Naifeh moved that Senate Bill No. 1224 be passed on third and final consideration, which motion prevailed by the following vote:

| | |
|------------------------------|----|
| Ayes | 93 |
| Noes | 1 |
| Present and not voting | 2 |

Representatives voting aye were: Bell, Bewley, Bivers, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Naifeh, Nance, Odom, Peroulas, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--93.

Representative voting no was: Stafford--1.

Representatives present and not voting were: Moore (Shelby) and Robinson (Hamilton)--2.

A motion to reconsider was tabled.

House Bill No. 360--Special Registration Plates.

Mr. Swann moved that House Bill No. 360 be passed on third and final consideration.

Mr. Robinson (Davidson) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 360 in Section 2 by deleting the code reference "55-4-202(e)(4)" and substituting the reference "55-4-202(c)(4)".

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AND FURTHER AMEND in Section 4 by deleting the words "district member" in the fifth line of subsection (g) and substituting the words "district number".

On motion, the amendment was adopted.

Mr. Swann moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 360 by deleting Section 6 in its entirety and by substituting instead the following:

SECTION 6. This act shall take effect on April 1, 1988.

On motion, the amendment was adopted.

Thereupon, House Bill No. 360, as amended, passed its third and final consideration by the following vote:

| | |
|------------|----|
| Ayes | 95 |
| Noes | 1 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frenley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Staffings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

Representative voting no was: Chiles--1.

A motion to reconsider was tabled.

House Bill No. 929--Sales tax livestock.

Ms. Robinson (Washington) moved that House Bill No. 929 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 94
Noes 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--94.

A motion to reconsider was tabled.

Mr. Swann moved that House Bill No. 107 be placed on the Calendar for Monday, April 13, 1987, which motion prevailed.

House Bill No. 301--Counties transfer development rights.

Ms. Bushing moved that House Bill No. 301 be passed on third and final consideration.

Ms. Bushing moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 301 the amendatory language of Section 1 by adding the following language to the end thereof:

In establishing property to donate and receive transferred development rights, the area of the property designated to receive such rights shall be equal to or greater than the area of the property designated to donate such rights. The creation, amendment or repeal of regulations, districts or maps providing for the transfer of development rights shall be in compliance with Sections 13-7-104 and 13-7-105. The transfer of development rights shall not be subject to taxation pursuant to Title 67, Parts 4 or 6, provided however, any instruments recorded in the country register's office as the result of the transfer of development rights shall be subject to the fees set out at Section 8-21-101.

AND FURTHER AMEND the amendatory language of Section 2 by adding the following language to the end thereof:

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In establishing property to donate and receive transferred development rights, the area of the property designated to receive such rights shall be equal to or greater than the area of the property designated to donate such rights. The creation, amendment or repeal of any regulations, districts or maps providing for the transfer of development rights shall be in compliance with Sections 13-7-203 and 13-7-204. The transfer of development rights shall not be subject to taxation pursuant to Title 67, Parts 4 or 6, provided however, any instruments recorded in the country register's office as the result of the transfer of development rights shall be subject to the fees set out at Section 8-21-101.

AND FURTHER AMEND the amendatory language of Section 3 by adding the following language to the end thereof:

In establishing property to donate and receive transferred development rights, the area of the property designated to receive such rights shall be equal to or greater than the area of the property designated to donate such rights. The creation, amendment or repeal of any regulations, districts or maps providing for the transfer of development rights by the chief legislative body of a county shall be in compliance with Sections 13-7-104 and 13-7-105 and the creation, amendment or repeal of any regulations, districts or maps providing for the transfer of development rights by the chief legislative body of a municipality shall be in compliance with Sections 13-7-203 and 13-7-204. The transfer of development rights shall not be subject to taxation pursuant to Title 67, Parts 4 or 6, provided however, any instruments recorded in the country register's office as the result of the transfer of development rights shall be subject to the fees set out at Section 8-21-101.

AND FURTHER AMEND the amendatory language of Section 1, Section 2 and Section 3 by adding the following language to the end thereof:

Any regulations authorizing the transfer of development rights shall provide that conveyances of development rights shall be in writing and shall be recorded in the office of the register of deeds and that whenever transferred development rights are allocated to any property, such allocation shall not become effective until the transferred development rights are noted in an instrument or on a plat and recorded in the office of the register of deeds.

It is the intent of this legislation to only allow restrictions on development rights by a municipality with the consent of the property owner and through negotiations of development rights in the free market place.

On motion, the amendment was adopted.

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Mr. Buck moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 301 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

Section ____ . The provisions of this act shall only apply in counties having a population of not less than 400,000 nor more than 500,000 according to the 1980 federal census or any subsequent federal census.

On motion, the amendment was adopted.

Thereupon, House Bill No. 301, as amended passed its third and final consideration by the following vote:

| | |
|------------------------------|----|
| Ayes | 95 |
| Noes | 0 |
| Present and not voting | 1 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

Representative present and not voting was: Duer--1.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 537

Senate Bill No. 537--To authorize use, surplus school buildings, house juvenile offenders.

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Mr. Love moved that Senate Bill No. 537 be passed on third and final consideration.

On motion of Mr. Severance Amendment No. 2 was withdrawn.

Mr. Severance moved to amend as follows:

AMENDMENT NO. 3

Amend Senate Bill No. 537 by adding at the end of Section 1 the following sentence:

Provided, however, in any county having a population of not less than 319,000 nor more than 320,000 according to the 1980 federal census of population or any subsequent federal census, before any such acquisition shall take place, the county or municipal legislative body, as appropriate, shall approve such acquisition by a resolution or ordinance passed by a majority vote.

Mr. Love moved that Senate Bill No. 537 be re-referred to the Committee on Calendar and Rules which motion prevailed.

CONSENT CALENDAR

House Bill No. 496--Trapping wild animals.

House Bill No. 1110--Mentally ill and mentally retarded.

On motion, House Bill No. 1110 was made to conform with Senate Bill No. 1020.

On motion, Senate Bill No. 1020, on same subject, was substituted for House Bill No. 1110.

House Bill No. 1212--Unemployment Compensation.

On motion, House Bill No. 1212 was made to conform with Senate Bill No. 1225.

On motion, Senate Bill No. 1225, on same subject, was substituted for House Bill No. 1212.

Senate Joint Resolution No. 77--Relative to renaming Guices Creek Bridge, Stewart County.

House Bill No. 773--Licensing limited insurance reps.

House Resolution No. 24--Honoring Paul and Willie R. Cates.

House Resolution No. 25--Congratulating Mr. and Mrs. William Heaton.

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House Joint Resolution No. 201--Honoring Austin-East High School basketball players.

House Joint Resolution No. 202--Congratulating Mr. and Mrs. Tess Blakley.

House Joint Resolution No. 203--Honoring Teresa H. Coram.

House Joint Resolution No. 204--Honoring memory Richard E. McDowell.

House Joint Resolution No. 206--Honoring Coach Joe Dan Wooten.

House Joint Resolution No. 207--Honoring memory Emory G. Henderson.

House Joint Resolution No. 208--Honoring memory Charles Edward McBroom.

Senate Joint Resolution No. 133--Congratulating Christian Brothers High School.

House Bill No. 1248--Charter of Gallatin.

Mr. Phillips moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 96 |
| Noes | 0 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--96.

A motion to reconsider was tabled.

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MESSAGE CALENDAR

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 1149--Bingo.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1149 as amended by Commerce Committee Amendment No. 1 by deleting the punctuation at the end of the second sentence of the amendatory language of Section 1, and substituting instead the following:

but such phrase shall not be construed to include anything defined as "professional gambling" by Tennessee Code Annotated, Section 39-6-601 (8).

AND FURTHER AMEND by adding the following section to be appropriately numbered:

SECTION ____ Tennessee Code Annotated, Section 39-6-609 is amended by adding the following subsection:

(h) The director of the charitable solicitations division of the secretary of state shall report any complaints or allegations of violation of the bingo laws or any rule or regulation promulgated pursuant to these laws to the District Attorney having jurisdiction over the complaint.

SENATE AMENDMENT NO. 1 TO AMENDMENT NO. 2

Amend Amendment No. 2 by deleting the initial amendatory language and by substituting therefor the following:

Amend Senate Bill No. 1183 House Bill No. 1149 as amended by Commerce Committee Amendment No. 1 by inserting between the first and second sentences the following:

"Similar games of chance" shall not be construed to include anything defined as "professional gambling" by Tennessee Code Annotated, Section 39-6-601 (8).

The balance of said Amendment No. 2, beginning with the words "AND FURTHER AMEND", shall not be affected by this Amendment.

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SENATE AMENDMENT NO. 2 TO AMENDMENT NO. 2

Amend Amendment No. 2 by inserting, in the last paragraph (h), before the word "complaints", the words "formal written"; by deleting the words "or allegations"; and by deleting the words "bingo laws" and by inserting in lieu thereof the words "laws relating to bingo, raffles, and similar games of chance".

SENATE AMENDMENT NO. 4

Amend House Bill No. 1149 by adding the following new section immediately before the effective date section and numbering the sections accordingly:

SECTION ____ Tennessee Code Annotated, Section 39-6-609(b)(2), is amended by deleting the first sentence and by substituting instead the following:

(2) Bingo, raffles, and similar games of chance shall be conducted only after the organization has been in existence in the county of its domicile for a period of not less than five (5) years during all of which time it shall have carried on the principal activity authorized by its corporate charter. No transfer of an organization's charter from one county to another county or from another state to Tennessee shall be construed to reduce the five (5) year requirements of this subdivision.

Mr. Rhinehart moved that the House concur in Senate Amendment No. 2, as amended, and 4, which motion prevailed by the following vote:

| | |
|------------------------------|----|
| Ayes | 65 |
| Noes | 26 |
| Present and not voting | 1 |

Representatives voting aye were: Bell, Bewley, Bragg, Buck, Burnett, Bushing, Cain, Clark, Copeland, Cross, Curlee, Davis (Cocke), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Gaia, Garrett, Harrill, Hawkins, Head, Henry, Hillis, Hurley, Huskey, Ivy, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Lawson, Love, May, Miller, Moore (Lawrence), Moore (Shelby), Naifeh, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Starnes, Tanner, Turner (Hamilton), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Yelton and Mr. Speaker Murray--65.

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Representatives voting no were: Bivens, Byrd, Chiles, Coffey, Collier, Crain, Davidson, Davis (Gibson), Davis (Knox), Frensley, Herron, Hobbs, Holt, Jackson, Jared, McAfee, Montgomery, Moody, Ridgeway, Stallings, Swann, Tankersley, Turner, C. (Shelby), Wolfe and Wood--26.

Representative present and not voting was: Good--1.

A motion to reconsider was tabled.

Ms. DeBerry moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 228 out of order, which motion prevailed.

House Joint Resolution No. 228--Honoring the 1987 Woman of the Year--By DeBerry, Jones, R. (Shelby), Turner, L. (Shelby), Jones, U. (Shelby), King, Dixon and Cain.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Ms. DeBerry, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Dixon moved that the rules be suspended for the purpose of House Bill No. 1244 being considered by the Transportation Committee, which motion prevailed by the following vote:

| | |
|------------|----|
| Ayes | 79 |
| Noes | 3 |

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Ellis, Frensley, Garrett, Good, Harrill, Hassell, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jackson, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Love, May, Miller, Montgomery, Moore (Lawrence), Naifeh, Odom, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Webb, Wheeler, Whitson, Williams, Winningham, Wix, Yelton and Mr. Speaker Murray--79.

Representatives voting no were: Duer, Hawkins and Wood--3.

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INTRODUCTION OF RESOLUTIONS

House Resolution No. 26--Ministry of Brother Eugene Blankenship--By Davis (Gibson).

Under the rules, House Resolution No. 26 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 210--Honoring Coach Bobby Hopkins--By Wix and Long.

Under the rules, House Joint Resolution No. 210 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 211--Appreciation Cliff Vanderpool--By Phillips, Kisber and Turner (Hamilton).

Under the rules, House Joint Resolution No. 211 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 212--Honoring Margaret Storey--By Turner (Hamilton).

Under the rules, House Resolution No. 212 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 213--Congratulating Dr. Jens David Henriksen--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 213 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 214--Commending McKee Baking Company--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 214 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 215--Honoring Ginger Wiggins--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 215 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 216--Congratulating Joan Elizabeth Guy--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 216 was referred to the Committee on Calendar and Rules.

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House Joint Resolution No. 217--Congratulating Miss Marilyn Murphy--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 217 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 218--Commemorating 100th Anniversary, Grace Episcopal Church--By Turner (Hamilton).

Under the rules, House Joint Resolution No. 218 was referred to the Committee on Calendar and Rules.

SENATE JOINT RESOLUTIONS

(Congratulatory and Memorializing)

Senate Joint Resolution No. 124--Honoring Joey Hendrix.

Under the rules, Senate Joint Resolution No. 124 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 125--Congratulating Miss Stephanie League.

Under the rules, Senate Joint Resolution No. 125 was referred to the committee on Calendar and Rules.

Senate Joint Resolution No. 138--Congratulating Betty Jean Gill.

Under the rules, Senate Joint Resolution No. 138 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 139--Congratulating Mrs. Joyce Marshall.

Under the rules, Senate Joint Resolution No. 139 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 1253--Amend Charter Lexington--By Tankersley and Ivy.

Passed first consideration.

House Bill No. 1254--Scott County Service Officer--By Winningham.

Passed first consideration.

House Bill No. 1255--Scott County Assessor of Property--By Winningham.

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Passed first consideration.

House Bill No. 1256--Change term county officials, Trenton--By Davis (Gibson).

Passed first consideration.

House Bill No. 1257--Charter city of Kingston--By Henry.

Passed first consideration.

House Bill No. 1258--Charter of Kingston--By Henry.

Passed first consideration.

House Bill No. 1259--Charter of Kingston--By Henry.

Passed first consideration.

House Bill No. 1260--Charter of Kingston--By Henry.

Passed first consideration.

House Bill No. 1261--Charter of Kingston--By Henry.

Passed first consideration.

House Bill No. 1262--Charter of Kingston--By King.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bills Nos. 243, 317, 923, 987, 1220 and 1256.

Passed first consideration.

SENATE BILL ON SECOND CONSIDERATION

Senate Bill No. 885--Regulate Judicial Appeals Administrative Decisions.

Passed second consideration and referred to the committee on Judiciary.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 1249--Hamilton County Liquid Waste Pumps.

Passed second consideration and held without reference.

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House Bill No. 1250--County Uniform Highway Law.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 1251--Division 1, Probation Department.

Passed second consideration and held without reference.

House Bill No. 1252--Sumner County Safety Program.

Passed second consideration and held without reference.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 95

Representatives present were: Bell, Bewley, Bivens, Bragg, Buck, Burnett, Bushing, Byrd, Cain, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Good, Harrill, Hassell, Hawkins, Head, Henry, Herron, Hillis, Hobbs, Holcomb, Holt, Hurley, Huskey, Ivy, Jared, Jones, R. (Shelby), Jones, U. (Shelby), Kent, King, Kisber, Lawson, Love, May, McAfee, Miller, Montgomery, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Nance, Odom, Peroulas, Phillips, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton and Mr. Speaker Murray--95.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

1145--To regulate recordation of indebtedness; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 168, 169, 170, 171, 173, 174, 176, 177, 178, 179, 180, 181 and 182; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 42, 47, 55, 402, 454, 461, 841, 889, 1222 and 1243; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

849--To regulate licensing, sale of alcoholic beverages; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

375--Practice of psychology: substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 244--West

House Bill No. 623--Turner (Hamilton)

House Bill 734--Naifeh

House Bill No. 1033--Chiles

House Joint Resolution No. 24--Duer

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 27, 301, 360, 365, 496, 773,

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894, 929 and 1248; and House Joint Resolutions Nos. 172, 201, 202, 203, 204, 206, 207, 208, 227 and 228; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, April 8, 1987: House Resolution No. 26; House Joint Resolutions Nos. 210, 211, 212, 213, 214, 215, 216, 217 and 218; and Senate Joint Resolutions Nos. 124, 125, 138 and 139.

PHILLIPS, Chairman.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 8, 1987: House Bills Nos. 891, 785, 212, 752, 851, 196, 948, 387, 495, 816, 937, 614, 501, 500, 534, 373, 601, 430, 665, 603, 1171, 615, 1134, 497, 951 and 1075.

PHILLIPS, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

126--Relative to honoring Carolyn Cox;

127--Relative to honoring South Greene High School girls' basketball team;

128--Relative to honoring Fred V. Standley;

135--Relative to congratulating Walker's United Methodist Church;

136--Relative to honoring John Fitzgerald "Fitz" Jones, East Robertson; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

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- 29--To create endowment fund;
- 75--To regulate Local Government Planning Advisory Committee;
- 80--To regulate Tennessee Student Loan Program;
- 81--To regulate Bureau of Investigation;
- 213--To amend Hotel Food Service Establishment and Public Swimming Pool Inspection Act;
- 352--To regulate privilege taxes, certain occupations;
- 416--To regulate Office of Business Enterprise;
- 419--To regulate Tombigbee Waterway Development Authority;
- 420--To regulate Tennessee Student Assistance Corporation;
- 635--To regulate Consolidated Retirement System;
- 752--To regulate assignment, unemployment benefits, child support;
- 909--To regulate suits, taxes, certain property;
- 914--To enact "Tennessee Rental-Purchase Agreement Act";
- 1039--To authorize use, certain employees, county sheriff;
- 1044--To regulate liability of local government employees;
- 1103--To amend Tennessee Business Corporation Act;
- 1191--To create special endowment trust funds, to promote agriculture;
- 1240--To exempt certain property, Retailer's Sales Tax Act; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Naifeh, the House adjourned until 2:00 p.m., Wednesday, April 8, 1987.